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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 TROY E BELCHER,

9 Plaintiff,

10 v.

11 LEZLIE PICKETT et al.

12 Defendants.

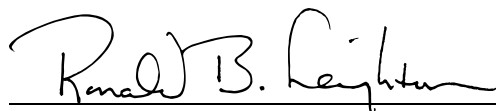
CASE NO. C11-5452-RBL-JRC

ORDER ADOPTING A REPORT
AND RECOMMENDATION

13 The Court having reviewed the Report and Recommendation of the Hon. J. Richard
14 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,
15 and the remaining record, does hereby find and Order:

- 16 (1) The Court adopts the Report and Recommendation;
- 17 (2) Defendants motion for summary judgment is GRANTED and this action is
18 dismissed with prejudice. Defendant's placement of plaintiff in a more
19 secure housing unit and the restrictions placed on him were treatment
20 decisions and the exercise of professional judgment. Romero v.
21 Youngblood, 457 U.S. 307, 323 (1982). Plaintiff presented no evidence to
22 contradict these facts.
- 23 (3) In forma pauperis status is revoked for purpose of appeal.

24 DATED this 11th day of April, 2012.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE